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**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**THURSDAY, JUNE 1, 2017.**

[54]

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# JOURNAL OF THE HOUSE.

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Thursday, June 1, 2017.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of  
allegiance.

## *Guests of the House.*

At the beginning of the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced, seated in the House Chamber, the 5th grade class from the Falls Elementary School in North Attleborough.

North  
Attleborough,—  
Falls Elementary  
School.

At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Mrs. Poirier of North Attleborough.

## *Communications.*

### *Communications*

From the Senate of the State of Missouri, transmitting Senate concurrent Resolution No. 4, Relating to an application to Congress for the calling of an Article V convention of states to propose certain amendments to the United States Constitution which place limits on the federal government [having been adopted by the Senate of the State of Missouri on April 13, 2017, and by the House of Representatives of the State of Missouri on May 12, 2017]; and

Missouri,—  
Article V  
Constitutional  
convention.

From the Norfolk County Registry of Deeds (see Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure for technological improvements from the County Registers Technological Fund [copies of said report were forwarded to the committee on Ways and Means and committee on Post Audit and Oversight];

Norfolk County  
Registry of  
Deeds,—  
technology  
report.

Severally were placed on file.

## *Resolutions.*

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Mr. Cutler of Duxbury) congratulating Dr. Ben Tantillo on the occasion of his retirement from the Duxbury Public Schools;

Ben  
Tantillo.

Resolutions (filed by Mr. Kelcourse of Amesbury) congratulating Colin C. Cody on receiving the Eagle Award of the Boy Scouts of America;

Colin  
Cody.

Resolutions (filed by Mr. Kelcourse of Amesbury) congratulating Duncan A. Haywood on receiving the Eagle Award of the Boy Scouts of America;

Duncan  
Haywood.

Resolutions (filed by Mr. Kelcourse of Amesbury) congratulating Harrison J.

Harrison

Kaplan on receiving the Eagle Award of the Boy Scouts of America;	Kaplan.
Resolutions (filed by Mr. Kelcourse of Amesbury) congratulating Samuel C. Lincoln on receiving the Eagle Award of the Boy Scouts of America;	Samuel Lincoln.
Resolutions (filed by Mr. Kelcourse of Amesbury) congratulating John H. Murphy on receiving the Eagle Award of the Boy Scouts of America;	John Murphy.
Resolutions (filed by Mr. Kelcourse of Amesbury) congratulating Henry A. Paicquad on receiving the Eagle Award of the Boy Scouts of America;	Henry Paicquad.
Resolutions (filed by Mr. Kelcourse of Amesbury) congratulating Travis S. Tkaczek on receiving the Eagle Award of the Boy Scouts of America;	Travis Tkaczek.
Resolutions (filed by Mr. Linsky of Natick) congratulating Harrison James Walter Brady on receiving the Eagle Award of the Boy Scouts of America;	Harrison Brady.
Resolutions (filed by Mr. McMurtry of Dedham) congratulating Superintendent John Antonucci for his service to the Westwood Public Schools; and	John Antonucci.
Resolutions (filed by Messrs. Rogers of Norwood and Kafka of Stoughton) congratulating Principal Stephen J. Fortin on the occasion of his retirement from the Old Post Road Elementary School;	Stephen Fortin.

Mr. Galvin of Canton, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Kelcourse of Amesbury, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

*Papers from the Senate.*

The House Bill making appropriations for the fiscal year 2018 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 3601), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2076.	General Appropriation Bill.
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Under suspension of Rule 35, on motion of Mr. Dempsey of Haverhill, the amendment was considered forthwith. The House then non-concurred with the Senate in its amendment; and, on further motion of the same member, asked for a committee of conference on the disagreeing votes of the two branches. Messrs. Dempsey, Kulik of Worthington and Smola of Warren were appointed the committee on the part of the House. Sent to the Senate to be joined.	Committee of conference.
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Subsequently notice was received from the Senate that said branch had insisted on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators Spilka, DiDomenico and deMacedo had been joined as the committee on the part of the Senate.	Id.
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A report of the committee on the Judiciary, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 840) of Eileen M. Donoghue, Jason M. Lewis, Mary S. Keefe, Sheila C. Harrington and others for legislation relative to regulating trade secrets and noncompetition agreements,— and recommending the same be referred to the committee on the Labor and Workforce Development,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.	Noncompetition agreements.
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Petitions severally were referred, in concurrence, under suspension of Joint Rule 12, as follows:

Petition (accompanied by bill, Senate, No. 2079) of Kristin Beatty for legislation to reduce non-ionizing radiation exposure in schools. To the committee on Education.

Schools,—  
radiation  
exposure.

Petition (accompanied by bill, Senate, No. 2080) of Kristin Beatty for legislation to increase medical awareness and insurance coverage of non-ionizing radiation injury and reliance upon credible independent medical research. To the committee on Financial Services.

Non-ionizing  
radiation.

### *Reports of Committees.*

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Patricia A. Haddad relative to requiring instruction in cardiopulmonary resuscitation and the use of defibrillators for high school graduation. To the committee on Education.

High schools,—  
CPR/AED  
instruction.

Petition (accompanied by bill) of Paul J. Donato for legislation to establish a sick leave bank for David Senatillaka, an employee of the Department of Correction. To the committee on Public Service.

David  
Senatillaka,—  
sick leave.

Petition (accompanied by bill) of Stephen Kulik relative to providing for the annual observance of the month of March as Massachusetts maple month and designating pure Massachusetts maple syrup as the official sweetener of the Commonwealth. To the committee on State Administration and Regulatory Oversight.

Maple  
month.

Under suspension of the rules, on motion of Ms. Barber of Somerville, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Ms. Cronin of Easton, for the committee on the Judiciary, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3582) of Carmine L. Gentile and others relative to charging or holding pharmacists or pharmacies responsible for certain fee related claims,— and recommending that the same be referred to the committee on Health Care Financing.

Pharmacies,—  
claims.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the city known as the town of Watertown to pay the funeral and burial expenses of firefighter Joseph Toscano (House, No. 3689) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Watertown,—  
funeral  
and burial  
expenses.

Mr. Murphy of Weymouth, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion Ms. Barber of Somerville, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Murphy of Weymouth, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a sick leave bank for Alison Dejordy, an employee of the Department of Children and Families (House, No. 3715), be

Alison Dejordy,—  
sick leave.

scheduled for consideration of the House.

Under suspension of Rule 7A, on motion of Ms. Barber of Somerville, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on Senate, No. 1119 and House, No. 1110, a Bill establishing regional commissions on the status of women and girls (House, No. 1110). Read; and referred, under Rule 33, to the committee on Ways and Means.

Commissions,—  
women  
and girls.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a joint petition, a Bill to amend the town charter of Concord (House, No. 1097) [Local Approval Received].

Concord,—  
charter.

By the same member, for the same committee, on a petition, a Bill relative to the traffic commission in the city of Woburn (House, No. 2779) [Local Approval Received].

Woburn,—  
traffic  
commission.

By the same member, for the same committee, on a petition, a Bill granting the city of Somerville the authority to require the adoption of institutional master plans subject to the review and approval by the municipality (House, No. 2788) [Local Approval Received].

Somerville,—  
institutional  
master plans.

By the same member, for the same committee, on a petition, a Bill relative to the Lancaster sewer district (House, No. 3217).

Lancaster,—  
sewer district.

By the same member, for the same committee, on a joint petition, a Bill regarding the composition of the Boston Arts Commission (House, No. 3460) [Local Approval Received].

Boston,—  
Arts  
Commission.

By the same member, for the same committee, on a petition, a Bill to revise the town of Barnstable sewer regulations (House, No. 3673) [Local Approval Received].

Barnstable,—  
sewer  
regulations.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Lincoln to transfer certain landfill property in exchange for dedication of conservation land (House, No. 3692) [Local Approval Received].

Lincoln,—  
land.

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

### *Orders of the Day.*

The House Bill authorizing the town of Charlemont to establish a tax on commercial recreation services (House, No. 2623) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Third  
reading  
bill.

### *Recess.*

At twenty-four minutes after eleven o'clock A.M., on motion of Ms. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-four minutes after one o'clock P.M., the House was called to order with Mr. Donato in the Chair.

Recess.

### *Paper from the Senate.*

The House Bill making appropriations for fiscal year 2017 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3718), came from the Senate passed to be engrossed, in concurrence, with amendments:

Supplemental  
appropriations.

In section 1, in lines 7, 8 and 9 striking out the sentence contained in those lines;

In section 2 inserting before item 1599-6903 the following item:

“1599-3384 .....\$2,000,000”;

In item 1599-6903 striking out the figures: “14,962,481” and inserting in place thereof the figures: “10,689,520”; and

By adding the following section:

“SECTION 7. The commissioner of correction, in coordination with the secretary of public safety and security, shall issue a report on fiscal year prison data relative to inmate population, costs per inmate, expenses on payroll, including payroll spending on care and custody personnel, and expenses on programming for recidivism reduction, including case management, reentry support, behavioral health counseling and education. The report shall include data for the previous 5 fiscal years and projected data for fiscal year 2018 and fiscal year 2019. The report shall include recommendations to increase the percentage of spending on evidence-based recidivism reduction programming and shall be provided to the chairs of the joint committee on the judiciary and the chairs of the senate and house committees on ways and means not later than January 1, 2018.”

The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading. Subsequently the amendments (having been reported by said committee to be correctly drawn) were considered forthwith.

On motion of Mr. Dempsey of Haverhill, the House concurred with the Senate in its amendments with a further amendment by striking out section 7 (inserted by amendment by the Senate).

Sent to the Senate for concurrence in the further amendment.

*Order.*

On motion of Mr. DeLeo of Winthrop,—

*Ordered*, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

Next  
sitting.

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At twenty-eight minutes after one o'clock P.M., on motion of Ms. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.